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February 15, 2007

Commissioner for Patents  
Customer Service Window  
Mail Stop **AF**  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

**Re: U.S. Patent Application No. 10/600,712**  
**For: Filtered Cigarette Incorporating a Breakable Capsule**  
**Our Reference: 14150-00601**

Dear Sir:

Transmitted herewith for filing in the U.S. Patent and Trademark Office in connection with the above-referenced application are the following documents:

- (1) Transmittal Form (1 page);
- (2) Fee Transmittal Form (1 page);
- (3) Petition for One-Month Extension of Time (1 page); and
- (4) Amendment and Response after Final Rejection (4 pages).

Please date-stamp the enclosed copy of this letter, thereby acknowledging receipt of the above-identified documents.

Sincerely yours,

  
DAVID R. YOHANNAN Reg. No. 37,480



FEB 15 2007

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCETRANSMITTAL  
FORM

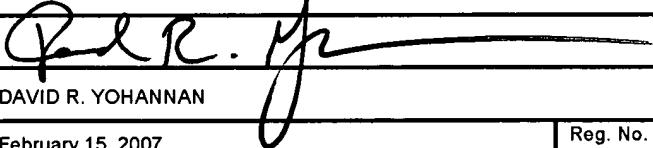
(to be used for all correspondence after initial filing)

	Application Number	10/600,712	
	Filing Date	June 23, 2003	
	First Named Inventor	M.F. DUBE et al.	
	Art Unit	1731	
	Examiner Name	D. Mayes	
Total Number of Pages in This Submission	10	Attorney Docket Number	14150-00601

## ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Interview Summary
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	KELLEY DRYE & WARREN, LLP		
Signature			
Printed name	DAVID R. YOHANNAN		
Date	February 15, 2007	Reg. No.	37,480

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name			Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **M. F. DUBE et al.** Examiner: **D. Mayes**

Application Serial No.: **10/600,712**

Filed: **June 23, 2003** Group: **1731**

For: **FILTERED CIGARETTE INCORPORATING A BREAKABLE CAPSULE**

Attorney Docket #: **14150-00601**

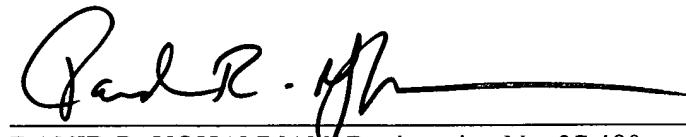
**INTERVIEW SUMMARY**

Commissioner  
US Patent & Trademark Office  
Alexandria Virginia, 22313

Dear Sir:

This is to confirm that an examiner interview was conducted by phone between the undersigned and Examiner Mayes on January 16, 2007. Applicant's representative appreciates the Examiner's participation in the interview and the careful consideration of the undersigned's comments. Applicant's representative notes that the rejection of Claims 47 and 48 in view of the combination of the Berger and Dock references was discussed. Agreement was not reached. Applicant's representative stated that Applicant is considering amending certain independent claims to include the "conical" limitation of dependent claims for purposes of preparing the application for appeal. For example, Applicant may amend Claim 1 to incorporate the "conical" limitation of Claim 7. Examiner Mayes indicated that such an amendment, and amendments of this form, should be acceptable to enter after final rejection to prepare the application for appeal.

Respectfully submitted,



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February 15, 2007